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OFFICE OF PETITIONS

In re Patent No.6,852,700 :
Issue Date: February 8, 2005 :
Application No. 09/269,845 :
Filed: September 24, 1999 :
Attorney Docket No. AAT-11612 :

ON PETITION

This is a decision on the petition filed May 2, 2005, under 37 CFR 1.183, which is being treated as a petition under 37 CFR 3.81(b)¹ to correct the assignee on the front page of the above-identified patent by way of a Certificate of Correction.

The petition is Dismissed.

Petitioner seeks to have a Certificate of Correction issued in the name of **Ludwik Hirszfeld Institute of Immunology and Experimental Therapy Polish Academy of Sciences, Wroclaw (PL); Georgiades Biotech Limited, Roadtown, Tortola (VG)**. 37 CFR 3.81(a) permits the patent to issue to the assignee, provided that, at the time the issue fee is paid, the name of the assignee is provided. 37 CFR 3.81(b) permits the patent to issue in the name of an assignee if the assignment was submitted after payment of the issue fee but *prior to issuance of a patent*. PTO assignment records disclose that this patent issued in the name of **Ludwig Hirzfeld Institute of Immunology and Experimental Therapy, Polish Academy of Sciences, Warsaw (PL)**. As such, issuance of a Certificate of Correction would not be proper at this time. *However, a Certificate of Correction would be proper in the assignee's name as recorded on September 24, 1999, Reel/Frame No. 010709/0125, as LUDWICK HIRSZFELD INSTITUTE OF IMMUNOLOGY AND EXPERIMENTAL THERAPY POLISH ACADEMY OF SCIENCES OF WROCLAW, POLAND and GEORGIADES BIOTECH LIMITED, Roadtown, Tortola, British Virgin Islands*

This matter is being referred to the Files Repository.

¹See Official Gazette of June 22, 2004

Application No. 09/269,845
Patent No. 6,852,700

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Telephone inquiries concerning this matter may be directed to the undersigned at (571) 272-3208.

A handwritten signature in cursive script, reading "Karen Creasy".

Karen Creasy
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy